

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on February 8, 2017 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Keith Regier, Chair (R)
Sen. Jennifer Fielder, Vice Chair (R)
Sen. Carlie Boland (D)
Sen. Steve Hinebauch (R)
Sen. Jedediah Hinkle (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Diane Sands (D)
Sen. Nels Swandal (R)
Sen. Chas Vincent (R)

Members Excused: Sen. Jen Gross (D)
Sen. Scott Sales (R)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Pam Schindler, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 246, 2/9/2017; HB 258, 2/9/2017; HB 262, 2/9/2017; SB 179, 2/9/2017

HEARING ON SB 179

Opening Statement by Sponsor:

00:01:27 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 179, Revise offer of judgment laws.

Proponents' Testimony:

00:05:18 Al Smith, Montana Trial Lawyers Association
00:05:55 Webb Brown, Montana Chamber of Commerce

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:06:58 Sen. Sands
00:07:24 Sen. Fitzpatrick

Closing by Sponsor:

00:08:05 Sen. Fitzpatrick

HEARING ON HB 258

Opening Statement by Sponsor:

00:08:34 Rep. Ellie Hill Smith (D), HD 90, opened the hearing on HB 258, Require detention center to allow inmates free calls to attorney.

Proponents' Testimony:

00:13:59 Kelly Reisbeck, Bail Montana
00:14:53 Dave Galt, Montana Sheriffs and Peace Officers Association (MSPOA)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:17:18 Sen. Fielder
 00:17:45 Rep. Hill Smith
 00:23:10 Sen. Swandal
 00:26:28 Sen. MacDonald
 00:26:52 Rep. Hill Smith
 00:29:02 Sen. Swandal
 00:29:24 Rep. Hill Smith
 00:30:07 Mr. Galt, MSPOA
 00:30:35 Sen. Sands
 00:31:05 Rep. Hill Smith
 00:31:28 Mark Murphy, Montana County Attorneys Association; Montana Chiefs of Police;
 Montana Police Protective Association
 00:32:57 Chairman Regier
 00:33:16 Rep. Hill Smith

Closing by Sponsor:

00:34:28 Rep. Hill Smith

HEARING ON HB 246

Opening Statement by Sponsor:

00:35:21 Rep. Randy Brodehl (R), HD 9, opened the hearing on HB 246, Revise handgun laws pertaining to federal property.

Proponents' Testimony:

None

Opponents' Testimony:

00:39:31 Roxane Weikel, Moms Demand Action For Gun Sense
 00:40:24 Rachel Carroll Rivas, Montana Human Rights Network (MHRN)
 00:41:40 William Clawson, self
 00:42:19 Mark Murphy, Montana Association of Chiefs of Police (MACOP)

Informational Testimony:

None

Questions from Committee Members and Responses:

00:43:21 Sen. Sands
 00:43:45 Mr. Murphy, MACOP

[**EXHIBIT\(jus28a01\)**](#)

00:46:09 Sen. MacDonald
 00:46:36 Mr. Murphy
 00:48:16 Sen. Vincent
 00:48:51 Ms. Carroll Rivas, MHRN
 00:52:29 Sen. Swandal
 00:52:55 Ms. Carroll Rivas
 00:53:07 Chairman Regier
 00:53:09 Ms. Carroll Rivas
 00:55:29 Sen. Fielder
 00:55:44 Ms. Carroll Rivas
 00:56:05 Sen. Sands
 00:56:32 Rep. Brodehl
 00:57:48 Sen. Sands
 00:58:09 Mr. Murphy

Closing by Sponsor:

01:00:39 Rep. Brodehl

HEARING ON HB 262

Opening Statement by Sponsor:

01:02:34 Rep. Bill Harris (R), HD 37, opened the hearing on HB 262, Generally revise concealed carry regulations for legal gun owners.

[**EXHIBIT\(jus28a02\)**](#)

Proponents' Testimony:

01:07:23 Arthur Thomm, National Rifle Association (NRA)

01:09:52 Kyle Hinebauch, self

Opponents' Testimony:

01:10:46 Jean Larson, Moms Demand Action For Gun Sense (MDAFGS)

[**EXHIBIT\(jus28a03\)**](#)

01:14:02 Dave Galt, Montana Sheriffs and Peace Officers Association (MSPOA)

[**EXHIBIT\(jus28a04\)**](#)

01:16:23 Liz Kohlstadt, psychologist; Moms Demand Action For Gun Sense

01:19:02 Don Jones, director, MEA-MFT

01:19:52 Marlene Simms, Moms Demand Action For Gun Sense (MDAFGS)

01:23:05 Robin Turner, Montana Coalition Against Domestic and Sexual Violence

01:24:27 Rachel Carroll Rivas, Montana Human Rights Network

01:26:35 William Clawson, self

01:29:07 Roxane Weikel, Moms Demand Action For Gun Sense

01:31:07 Mark Murphy, Montana Association of Chiefs of Police (MACOP)

Informational Testimony:

None

Questions from Committee Members and Responses:

01:33:56	Sen. Fielder
01:35:10	Ms. Simms, MDAFGS
01:38:05	Sen. Swandal
01:38:57	Ms. Larson, MDAFGS
01:39:50	Sen. MacDonald
01:40:42	Mr. Murphy, MACOP
01:45:23	Sen. Vincent
01:46:44	Mr. Murphy
01:54:03	Chairman Regier
01:54:13	Ms. Larson
01:54:39	Chairman Regier
01:54:48	Mr. Galt, MSPOA
01:55:14	Sen. Hinkle
01:55:35	Ms. Larson
01:57:55	Sen. Hinkle
01:58:51	Mr. Thomm, NRA

Closing by Sponsor:

01:59:35	Rep. Bill Harris
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Committee Business:

02:08:02	Chairman Regier
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[EXHIBIT\(jus28a05\)](#)

02:08:19	Julianne Burkhardt, Legislative Services Division
02:08:55	Sen. Sands
02:09:10	Chairman Regier
02:09:47	Sen. MacDonald

ADJOURNMENT

Adjournment: 11:13 A.M.

Pam Schindler, Secretary

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Additional Documents:

EXHIBIT([jus28aad.pdf](#))